

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

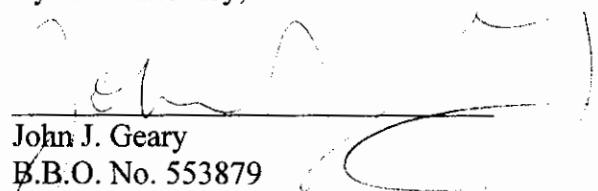
CIVIL ACTION NO. 04 10610 RWZ

ANTHONY F., )  
BY AND THROUGH HIS NEXT FRIENDS, )  
EDWARD F., AND LISA F., )  
PLAINTIFFS )  
v. )  
SCHOOL COMMITTEE OF THE CITY OF MEDFORD, )  
DEFENDANT )

**MOTION IN OPPOSITION TO DEFENDANT'S RENEWED MOTION TO AMEND  
ORDER TO ALLOW APPLICATION FOR IMMEDIATE APPEAL**

Now comes the Plaintiff, Anthony F., by and through his next friends, Edward F. and Lisa F., and hereby moves this Honorable Court not to amend that portion of its Memorandum of Decision dated April 22, 2005 which denies defendant's motion to dismiss the plaintiff's claim for fees related to the 2001-2002 IEP and, to further state that the decision involves a controlling question of law as to which there is substantial group for difference of opinion so that Medford can apply to the Court of Appeals for immediate appeal. In support thereof, please see the Plaintiff's memorandum of law filed herewith.

Respectfully Submitted,  
Anthony F., By and through  
His Next Friend, Lisa F. and Edward F.,  
By their Attorney,

  
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Dated: September 30, 2005